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**OFFICE OF PETITIONS**

In re Application of  
MORITA

Application No.: 10/663,819

Filing Date: September 17, 2003

Attorney Docket No.: 20-133

DECISION ON PETITION  
UNDER 37 CFR 1.137(B)

This is a decision on the petition under 37 CFR 1.137(b), filed August 28, 2006, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the final Office action mailed August 15, 2005, which set a three (3) month shortened statutory period for response. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained, and a Notice of Appeal was not filed. Accordingly, by operation of law, the above-identified application became abandoned on November 16, 2005.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of a Request for Continued Examination (RCE); (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the final Office action mailed August 15, 2005 is accepted as having been unintentionally delayed.

This application is being referred to Technology Center AU 2872 for appropriate action on the reply in due course.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3303.

*Bryan Lin*

Bryan Lin  
Legal Examiner  
Office of the Deputy Commissioner  
for Patent Examination Policy